

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

COURVOISIER SIMS,

Petitioner,

vs.

UNITED STATES OF AMERICA,

Respondent.

8:24CV302

ORDER

This matter is before the Court on Petitioner's two motions requesting an extension of time to submit a certified copy of his six-month inmate trust account statement. [Filing No. 6](#); [Filing No. 8](#). On August 21, 2024, the Clerk of Court advised Petitioner that his first motion for an extension, [Filing No. 6](#), was unsigned and therefore deficient. The Clerk of Court directed Petitioner to "correct the deficiency" (i.e., file a signed motion) within 14 days, or the pleading "may be stricken from the record of this case." [Filing No. 7](#) (text notice of deficiency). On September 6, 2024, Petitioner filed a second motion for an extension which is essentially identical to his first motion except that the second motion is signed. [Filing No. 8](#). In both motions, Petitioner indicates he has requested a copy of his inmate trust account statement from prison officials, but they provide no timeline for honoring his request. Upon consideration,

IT IS ORDERED that:

1. Petitioner's second motion for extension of time, [Filing No. 8](#), is granted. Petitioner shall have until **October 10, 2024**, to provide a copy of his six-month inmate trust account statement.

2. Petitioner's first motion for extension of time, [Filing No. 6](#), is denied as moot because it is unsigned and the Court has granted Petitioner's later-filed motion.

3. The Clerk of Court is directed to set a pro se case management deadline using the following text: **October 10, 2024**: check for Petitioner's trust account statement.

4. The Court will reserve ruling on Petitioner's Motion for Leave to Proceed in Forma Pauperis, [Filing No. 5](#), until Petitioner's trust account is received.

Dated this 10th day of September, 2024.

BY THE COURT:

A handwritten signature in black ink, appearing to read "J F Bataillon", with a stylized flourish at the end.

Joseph F. Bataillon
Senior United States District Judge